

Exhibit 12

Document Filed Under Seal

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CITY OF ALMATY, KAZAKHSTAN and
BTA BANK JSC,

Plaintiffs,

-vs-

Case Number:
15 Civ. 5345
(AJN)(SN)

MUKHTAR ABLYAZOV, VIKTOR KHRAPUNOV,
ILIIYAS KHRAPUNOV and TRIADOU SPV SA,

Defendants.

VIDEOTAPED DEPOSITION
OF
FELIX SATER
THURSDAY, SEPTEMBER 13, 2018
8:30 a.m.

Magna Legal Services
866-624-6221
www.MagnaLS.com

Reported by: Adrienne M. Mignano, RPR

Job Number: 426577

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Sater

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Sater

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Sater

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Sater

Slip Sheet

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1 Sater
2

25 to.

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1 Sater
2 Let's take a break, five
3 minutes.

4 THE VIDEOGRAPHER: The time is
5 3:09 p.m., and we're going off the
6 record.

7 (Thereupon, a recess was taken,
8 and then the proceedings continued as
9 follows:)

10 THE VIDEOGRAPHER: This is the
11 start of media labeled number five.

12 The time now is 3:17 p.m., and we're
13 back on the record.

14 EXAMINATION BY

15 MR. SOLOMON:

16 Q Good afternoon, Mr. Sater. My
17 name is Andrew Solomon.

18 We have never met before; is
19 that correct, sir?

20 A We have never met.

21 Q We have never spoken before; is
22 that correct?

23 A We have never spoken.

24 Q I want to ask a couple of
25 follow-up questions to some of the

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1 Sater
2 questions you have had.
3 A Of course.
4 Q And I apologize if I'm
5 repeating.
6

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Sater

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Sater

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Sater

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1 Sater

2 A No.

3 Q Going back to Moses & Singer,
4 does Moses & Singer represent LitCo 2?

5 A I don't remember. I would have
6 to check.

7 Q Does Moses -- has Moses & Singer
8 ever represented Triadou?

9 A I'm sorry. I don't know.

10 Q Has Moses & Singer ever
11 represented SDG?

12 A I don't believe so.

13 Q Has Moses & Singer ever
14 represented Tri-County Mall Investors?

15 A I don't believe so.

16 Q Has Moses & Singer ever
17 represented RPM USA?

18 A I don't believe so.

19 Q Has Moses & Singer ever
20 represented RPM-Marco, M-A-R-O?

21 A I don't believe so.

22 Q Have you ever heard of the law
23 firm, I may mangle this so you'll excuse
24 me, Beys, Stein, Mobargha & and Berland?

25 A Yes.

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1 Sater
 2 Q Has that firm ever represented
 3 you personally?
 4 A Yes.
 5 Q Has that firm ever represented
 6 Triadou?
 7 A I don't believe so.
 8 Q How about SDG?
 9 A I don't believe so.
 10 Q How about Tri-County Mall?
 11 A I don't believe so.
 12 Q How RPM USA?
 13 A I don't believe so.
 14 Q How about RPM-Marco?
 15 A I don't believe so.
 16 Q Now, have you ever been
 17 represented by a gentleman named Arnie
 18 Herz?
 19 A Yes, I have.
 20 Q And has Arnie Herz represented
 21 RPM USA?
 22 A I believe he has.
 23 Q And how about RPM-Mora?
 24 A I believe he has.
 25 Q Does Arnie Herz still represent

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1 Sater
 2 you in any capacity?
 3 A No, he does not. He might. We
 4 may have old matters that will pop up that
 5 I will come back and visit him on. So I
 6 would say -- I would answer it a different
 7 way. Arnie Herz has represented me in the
 8 past and may represent me in the future.
 9 MR. WOLF: Just so the record is
 10 clear, you individually?
 11 THE WITNESS: I don't know if it
 12 was entities or individuals.
 13 BY MR. SOLOMON:
 14 Q Okay.
 15 So when I was asking those
 16 questions -- again, I apologize.
 17 MR. WOLF: I want him to be
 18 clear because I don't think it is --
 19 MR. SOLOMON: Totally fair
 20 criticism.
 21 BY MR. SOLOMON:
 22 Q When I'm saying, "Did Arnie Herz
 23 represent you?" I meant you or any of the
 24 entities that you closely control?
 25 A Yes, yes, he has. Yes, he has

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1 Sater
 2 and he probably will in the future. At
 3 least I hope so because he charges a hell
 4 of a lot less than all of you guys in this
 5 room. Just kidding.
 6 MR. WOLF: You said that
 7 already.
 8 THE WITNESS: What did you say,
 9 you said repetition is good?
 10 BY MR. SOLOMON:
 11 Q All right.
 12 Mr. Sater, stay focused.
 13 A I'm trying.
 14 MR. BOYLE: Objection. Coaching
 15
 22 Q Now, you understand the basic
 23 allegations in this lawsuit here in New
 24 York.
 25 Is that fair to say?

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1 Sater
 2 A No. That's not fair to say.
 3 Q Do you understand that one of
 4 the allegations that BTA and Almaty are
 5 making is that the money that was used by
 6 Triadou really belongs to BTA and Almaty?
 7 Do you understand that?
 8 A Yes, I understand.
 9
 20 Q Thank you.
 21 We'll move on a little bit here.
 22 I asked you about RPM USA. You
 23 were the managing member of that or
 24 manager of that --
 25 A I believe so, yes.

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1 Sater
2 Q And did you understand that as
3 the manager, you owed RPM USA fiduciary
4 duties?

5 MR. BOYLE: Objection.

6 A I understand that as a manager,
7 somebody owes fiduciary duties to their
8 companies, yes.

9 Q And who was the owner of RPM
10 USA?

11 A I don't remember whether it
12 was --

13 MR. BOYLE: Objection.

14 A I'm not guessing. I'm answering
15 properly.

16 RPM was either myself or Elvira
17 or Iliyas. And there were different RPM
18 entities and I don't remember which one
19 was which.

20 Q All right.

21 Now, at some point you opened up
22 a bank account at Chase Manhattan -- JP
23 Morgan Chase, I'm dating myself, JP Morgan
24 Chase on behalf of RPM USA, LLC; is that
25 correct?

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1 Sater

2 A Probably. I don't remember. I
3 don't recall, but I assume that that's
4 probably right.

5 Q And you bank at the Port
6 Washington branch of JP Morgan Chase.

7 Is that also correct?

8 A No longer. I do not now.

9 Q In 2012, you did?

10 A I might have. I believe I did,
11 yes.

12 Q And do you remember the name,
13 Jason Lee?

14 A Yes, I do.

15 Q He was a representative at the
16 bank?

17 A He was either a branch manager
18 or a customer rep or something like that,
19 yes.

20 Q And do you remember that when
21 you opened up the account for RPM USA in
22 the Port Washington branch, that you and
23 Daniel Ridloff were given signatory
24 authority over that account?

25 A You're probably correct. I

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1 Sater

2 don't remember, but I assume you're
3 correct.

4 Q And do you know that you also
5 received an ATM card for that account?

6 A No, I don't remember. I'm
7 sorry.

8 Q Now, at some point after you
9 came to some dispute regarding the
10 proceeds from Tri-County Mall, did you
11 start using money from RPM USA for
12 personal purposes?

13 MR. BOYLE: Objection.

14 A I don't remember.

15 Q Do you know the Citibank across
16 from Schreiber in Port Washington?

17 A Yes, of course.

18 Q Did you ever go to the ATM
19 machine there?

20 A Yes.

21 Q Do you recall that in one month
22 you went every day or every other day and
23 withdrew \$1,000 on an ATM card from the
24 RPM USA account?

25 MR. BOYLE: Objection.

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1 Sater

2 A Possibly, yes.

3 What month was that?

4 Q In September of 2013.

5 A Yep, that was poker month.

6 Q Do you recall on September 9,
7 2013, you withdrew \$1,000 with a \$3 charge
8 from the Citibank account -- on a Citibank
9 ATM machine?

10 MR. BOYLE: Objection.

11 A To answer you, I do not remember
12 a day when I would withdraw \$1,000 or not.
13 I'm sorry. I'm not contesting that I did,
14 but to ask me if I remember, in 2013, when
15 I went to an ATM to withdraw \$1,000 is not
16 helpful because I would never remember
17 such a thing.

18 Q Okay.

19 Do you recall what the business
20 purpose was or whether there was a
21 business purpose for taking out \$1,000
22 from RPM USA on one, two, three, four,
23 five, six, seven -- eight different times
24 in the month of September 2013?

25 MR. WOLF: I object.

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Sater

He just said he doesn't recall doing that so how can he answer a question about what a business purpose was for something he doesn't recall doing?

Q You can answer the question.

A It could have been a number of things. Reimbursement for expenses. It could have been -- I don't know. I don't remember. I'm sorry.

Q Let me see if I can refresh your recollection.

A Sure.

MR. SOLOMON: What are we up to on Sater?

(Whereupon, Statement from Chase Bank, for August 31, 2013 through September 30, 2013, was marked as Sater Exhibit 15 for identification, as of this date.)

BY MR. SOLOMON:

Q So for the record, we've marked as Sater 15, a Chase statement for RPM USA, LLC, and it's for the period August

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Sater

31 to September 30, 2013.

A Okay.

Q And there is no question. I just want you to, you know, take a look at the statement.

A Yeah. Okay.

Q And I'm asking you whether -- having looked at this statement and looking at these transactions, whether it refreshes your recollection as to what the purpose was for these ATM withdrawals at the -- in September of 2013 from this account?

A No, sir, it does not refresh my recollection.

Q You can set that document aside.

Now, you had -- you were talking about an office you maintained in Port Washington and you said you gave it up.

A I had a few offices in Port Washington.

Q Did you have one at 130 Shore Road?

A No, sir.

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Sater

Q What were the addresses of your offices?

A I forgot the address. One was on Manorhaven, I believe it was Manorhaven Boulevard. And the other one was on Haven Avenue in -- right off of Main Street.

Q Do you know who maintained an address in your universe at 130 Shore Road?

A That is a mailing service. There is probably 400 boxes there.

Q Okay.

So it is like a --

A UPS. Not a -- Mail Boxes Etc. style, yeah. I just use it for mailing so the mailbox doesn't get clogged up. And I have used it for many, many years.

Q So that is an address you use, but it is not an office?

A Yes, it's an address I use for mail, shipping and receiving, but not as an office.

Q Now, do you recall in June of 2013 wiring \$30,000 from RPM USA's account

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Sater

to Moses & Singer?

A No, I do not.

Q So as you sit here today, you do not have any knowledge as to why that wire took place?

MR. WOLF: Objection again. Wait, if I'm saying something, don't answer. I'm objecting. No foundation.

You're speaking as if something happened that he can confirm happened and you're incorporating into his answer. He hasn't said that he knows a wire transfer occurred or can verify it. So if you want to rephrase your question, rephrase it.

MR. SOLOMON: Absolutely. I appreciate the objection. Thank you.

MR. WOLF: It wasn't designed for your appreciation.

MR. SOLOMON: I take your objection to heart. And I am going to correct question so that it does not cause --

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1 Sater
 2 MR. WOLF: Do you want accurate
 3 answers or not?
 4 MR. SOLOMON: I want this to be
 5 a correct answer so I'm taking your
 6 objection.
 7 MR. WOLF: Thank you.
 8 BY MR. SOLOMON:
 9 Q Let's mark as Sater 16. This is
 10 a Chase account statement from June 1 to
 11 June 26, 2013.
 12 (Whereupon, Statement from Chase
 13 Bank, for June 1, 2013 through June
 14 28, 2013, was marked as Sater Exhibit
 15 16 for identification, as of this
 16 date.)
 17 BY MR. SOLOMON:
 18 Q Again, I have the same
 19 limitation. I do apologize.
 20 A Okay.
 21 Q All right.
 22 Now, if you look on June 3,
 23 which is the second page of Sater 16, you
 24 see there is a \$30,000 wire?
 25 A Yes.

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1 Sater
 2 Q Excuse me. I'm looking at the
 3 wrong thing here.
 4 MR. SOLOMON: Withdrawn.
 5 Q Oh, there we go. On 6-20.
 6 Great objection. Great
 7 objection.
 8 On 6-20, there was a \$20,000
 9 wire -- \$20,000 wire to Moses & Singer.
 10 Do you see that?
 11 A Oh, now -- I still don't know
 12 what it was for.
 13 Q That doesn't refresh your
 14 recollection?
 15 A No.
 16 Q And you don't know what the
 17 business purpose was for that?
 18 A No, sir, I don't remember.
 19 Q Now, you see also there is
 20 \$100,000 wire on 6-17 and it is to "AETRS
 21 Cardmember Depository."
 22 Do you see that, second line on
 23 RPM 5717?
 24 A I'm sorry.
 25 On what date?

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1 Sater
 2 Q On 6-17.
 3 A I'm sorry, 6-17.
 4 Q It says, "Online Wire Transfer
 5 A/C AETRS card member." Do you see that?
 6 Do you see where I'm looking at?
 7 A I see what you're talking about.
 8 Now, I do.
 9 Q And that's a \$100,000 wire,
 10 right?
 11 A Yes, sir.
 12 Q And that's American Express, you
 13 recognize that, right, AETRS?
 14 A Oh, no, but if you say so.
 15 Q All right.
 16 Well, you see Felix Sater on the
 17 next line?
 18 A Yes, sir.
 19 Q And then you see there's a
 20 number on there?
 21 A That is my account number, yes.
 22 That is American Express.
 23 Q So on June 17, 2013, you wired
 24 \$100,000 from RPM USA's account to your
 25 American Express account?

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1 Sater
 2 A Yes, sir.
 3 Q What was the reason for that
 4 wire?
 5 A I'm certain to pay the American
 6 Express bill.
 7 Q What charges were on that
 8 American Express bill?
 9 A Sir, I couldn't possibly
 10 remember what charges were on my August
 11 2013 American Express bill.
 12 Q What is Maven Technologies?
 13 A I don't remember.
 14 Q Is that a business that was
 15 involved with Iliyas Khrapunov?
 16 MR. BOYLE: Objection.
 17 A I don't know. Hold on.
 18 Yes, Maven Technologies was a
 19 company that Iliyas Khrapunov and his
 20 sister Elvira wanted to invest in. It was
 21 a medical company ran by a gentleman -- by
 22 a doctor named William Rasmussen. I have
 23 his contact info.
 24 Q Okay.
 25 A And I looked it up, that's where

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1 Sater
2 I realized what Maven was.
3 Q Thank you. Now, another
4 question.
5 Do you recall in August of 2013
6 wiring \$353,500 to Moses & Singer?
7 MR. BOYLE: Objection.
8 A No, I do not.
9 Q Let me see if this refreshes
10 your my recollection. This will be marked
11 as Sater Exhibit 17.
12 (Whereupon, Statement from Chase
13 Bank, for August 1, 2013 through
14 August 30, 2013, was marked as Sater
15 Exhibit 17 for identification, as of
16 this date.)
17 MR. SOLOMON: I have to withdraw
18 that question.
19 BY MR. SOLOMON:
20 Q That is a deposit.
21 Do you recall receiving a
22 deposit from Moses & Singer in the amount
23 of 353,500 into the RPM USA account on
24 August 1, 2013?
25 MR. BOYLE: Objection.

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1 Sater
2 A No, sir, I do not.
3 Q And looking at this doesn't
4 refresh your recollection?
5 A No, sir, it does not.
6 Q Now, if you look down from that
7 wire, on August 23, there is also a
8 deposit of \$50,000 from Ultra Escrow,
9 Incorporated, Tustin, California.
10 Do you know what that's all
11 about?
12 A No, sir, I do not remember.
13 Q Okay.
14 Now, you see there are also on
15 this statement, which has been marked as
16 Sater 17, ATM withdrawals mostly in the
17 amount of \$1,003.
18 Do you recall making those ATM
19 withdrawals from the RPM account?
20 A I don't remember making them
21 but -- no, I don't. I'm sure I did, I
22 just don't remember making them.
23 Q What Kombi Corporation,
24 K-O-M-B-I?
25 A Kombi is a technology

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1 Sater
2 development company in Seattle area,
3 Washington, that does various sort of apps
4 and things of that nature.
5 Q Was that also an investment that
6 Iliyas Khrapunov was involved in or his
7 sister?
8 A I think we were trying to do
9 something with them. I don't even
10 remember the details of that.
11 Oh, no, no, no, no, no, no.
12 Kombi, we were thinking about as an
13 investment, but actually Kombi was
14 providing some sort of services for World
15 Health Networks.
16 Q Okay. Thank you.
17 MR. WOLF: Can we take a quick
18 two-minute break?
19 MR. SOLOMON: Sure.
20 THE VIDEOGRAPHER: The time is
21 3:48 p.m., and we're going off the
22 record.
23 (Thereupon, a recess was taken,
24 and then the proceedings continued as
25 follows:)

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1 Sater
2 THE VIDEOGRAPHER: This is the
3 start of media labeled six. The time
4 is 3:57 p.m. We are back on the
5 record.
6 BY MR. SOLOMON:
7 Q Mr. Sater, were you a manager of
8 Tri-County Mall Investors, LLC?
9 A I'm sorry. I don't remember. I
10 don't remember what my position within
11 the -- how it was characterized.
12 Q Did you open an account at Chase
13 for Tri-County Mall Investors, LLC?
14 A I probably did.
15 Q Do you recall whether you had
16 authority over the bank account for
17 Tri-County Mall Investors, LLC, in the
18 middle of 2013?
19 A I probably did, but I don't
20 remember.
21 Q Do you recall initiating a wire
22 transfer from Tri-County Mall Investors,
23 LLC's Chase account in the amount of
24 \$866,350 to Bayrock Group, Inc., at their
25 account at Wells Fargo in Great Neck?

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1 Sater
2 A I don't remember, but it sounds
3 about right.
4 Q Normally, I would ask a
5 follow-up question, but I do not feel like
6 getting objected to. So I'm going to mark
7 this document.
8 A I thought you guys live for this
9 shit.
10 (Whereupon, Chase Bank Wire
11 Transfer Outgoing Request, was marked
12 as Sater Exhibit 18 for
13 identification, as of this date.)
14 BY MR. SOLOMON:
15 Q Wire transfer, outgoing request,
16 BTA0158735, and it is Sater 18.
17 All right. Just have a quick
18 look at that.
19 Mr. Sater, do you recognize this
20 transaction?
21 A No, I don't.
22 Q And does it refresh your
23 recollection in any way that you initiated
24 this transaction on September 24, 2013,
25 transferring \$866,350 to Bayrock Group?

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1 Sater
2 Is that correct?
3 MR. WOLF: Objection to the form
4 of the question. You're incorporating
5 in your question when you're saying,
6 "Does it refresh your recollection
7 that 'you' initiated." You don't have
8 any foundation. You didn't show him
9 any banks statement that showed a
10 transaction occurred. To which he
11 said, "I don't have a recollection."
12 And if you want to break that up
13 and ask him, you know, has he
14 initiated the transaction that he
15 doesn't recall? Then at least there
16 will be a basis of did he or did he
17 not initiate anything. But that's
18 what your question says.
19 I'm not trying to be overly
20 difficult, but you're sneaking in, you
21 know, "you did this" after he just
22 said "I don't recall."
23 Q All right.
24 Do you see at the top of this
25 Sater 18, the sender's name is Felix

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1 Sater
2 Sater?
3 A Yes, I do.
4 Q And you have no reason to
5 believe that this is not a genuine
6 document from Chase.
7 Correct?
8 A No, I have no reason to believe
9 it is not genuine.
10 Q And you have no reason to
11 dispute the information that's provided on
12 this document.
13 Correct?
14 A No, I do not.
15 Q But you can't explain what this
16 wire is all about?
17 A I don't remember what this wire
18 is about.
19 Q Now -- you can set that document
20 aside, sir.
21 Do you remember a transaction
22 called Swansea Mall?
23 A Yes.
24 Q What was that transaction?
25 A We were going to, with Iliyas,

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1 Sater
2 purchase a second mall called Swansea
3 Mall.
4 Q And did that transaction ever go
5 through?
6 A No.
7 Q What happened?
8 A In the middle of the
9 transaction, Iliyas tried to fuck me and
10 it blew up all our business, including
11 Swansea Mall.
12 Q So the Tri-County dispute was
13 what caused the transaction to fall apart
14 because you were done at that point?
15 A Yes.
16 Q Who is Roy Justice?
17 A I mean, it rings a bell, but I
18 don't remember.
19 Q All right.
20 Do you recall initiating a wire
21 transfer on September 18, 2013, from
22 Tri-County's account at Chase to the law
23 firm of Beys Stein Mobargha & Berland,
24 with a text to recipient "Swansea Mall-Roy
25 Justice"?

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1 Sater
 2 A No, I don't remember.
 3 Q Do you recall ever sending any
 4 money to Beys Stein Mobargha & Berland
 5 from Tri-County's Chase account?
 6 A I've sent dozens of wires to
 7 Beys Stein. I cannot remember from where,
 8 on what day, for what.
 9 Q Was Beys Stein involved in the
 10 Swansea Mall transaction?
 11 A They may have been doing some
 12 legal on it for us.
 13 Q Do you know whether they did a
 14 million dollars' worth of legal on it?
 15 A I don't know that it was for
 16 legal services, the million dollars. I
 17 may have tried to use them for a deposit.
 18 I don't remember. I'm not suggesting
 19 any --
 20 MR. WOLF: You don't have to
 21 explain.
 22 A That's all.
 23 (Whereupon, Chase Bank Wire
 24 Transfer Outgoing Request, was marked
 25 as Sater Exhibit 19 for

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1 Sater
 2 identification, as of this date.)
 3 BY MR. SOLOMON:
 4 Q So I'm going to show you what's
 5 been marked as Sater 19, and just ask you
 6 if whether looking at this document in any
 7 way refreshes your recollection about the
 8 transaction?
 9 A No, it does not.
 10 Q But you have no reason to doubt
 11 the genuineness of this document?
 12 A No.
 13 MR. WOLF: This is another
 14 document.
 15 THE WITNESS: Yeah, I know. It
 16 says, "Felix Sater. From Chase."
 17 And this looks familiar.
 18 BY MR. SOLOMON:
 19 Q Now, do you recall on or about
 20 October 1, 2013, transferring 36 million
 21 dollars, and I'm rounding, all right, from
 22 Tri-County Mall Investors' account at
 23 Chase to an account also in Tri-County's
 24 name, but at Capital One in Mattituck, New
 25 York?

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1 Sater
 2 A I believe, yes, I made that
 3 transaction.
 4 Q And you did that because you
 5 didn't want the folks who were investing
 6 in Tri-County Mall from stopping -- from
 7 taking away your control over those funds.
 8 Correct?
 9 MR. BOYLE: Objection.
 10 A No, that is not why.
 11 Q Why did you do it?
 12 A Because they were trying to fuck
 13 me out of money due to me and I was
 14 protecting monies that were owed to me.
 15 Q Okay.
 16 But the purpose of the transfer
 17 was you wanted to make sure you maintained
 18 control over that money.
 19 Is that fair?
 20 MR. BOYLE: Objection.
 21 A I answered you. I answered the
 22 way you asked me.
 23 The people, being your client,
 24 tried to fuck me out of money due to me
 25 and was going to do it, and I wanted to

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1 Sater
 2 make sure that I received my just and due
 3 entitlement. That is the way I'm
 4 answering that question, and that is the
 5 way I will answer the question in the next
 6 27 ways you can ask it.
 7 Q Let me try one more way.
 8 A Give it a shot.
 9 Q How does transferring the money
 10 from the Chase account to the Capital One
 11 account achieve the objective you just
 12 described?
 13 MR. BOYLE: Objection.
 14 A Because they would not know of
 15 that account nor could they steal my money
 16 out of the combined monies and fuck me for
 17 the money that they told me to my face
 18 they would fuck me over using the Ablyazov
 19 excuse.
 20 Q Okay.
 21 Now, do you recall on August 30,
 22 2013, which is the day before you
 23 transferred to Capital One, initiating a
 24 transfer of \$2,586,382 from the Tri-County
 25 Mall account at Chase to Bayrock's account

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1 Sater
 2 at Wells Fargo in Great Neck?
 3 A No, I do not remember.
 4 Q Well, let's just mark that real
 5 quick. All right.
 6 A Sure.
 7 Q This is Sater Exhibit 20.
 8 (Whereupon, Chase Bank Wire
 9 Transfer Outgoing Request, was marked
 10 as Sater Exhibit 20 for
 11 identification, as of this date.)
 12 BY MR. SOLOMON:
 13 Q This is the Chase statement that
 14 I just described.
 15 A Okay.
 16 Q So, Mr. Sater --
 17 MR. WOLF: Give me a minute.
 18 You're not giving me a copy at the
 19 same time. So I just want to take a
 20 look.
 21 Okay.
 22 Q Mr. Sater, looking at this wire
 23 transfer, does it refresh your
 24 recollection about this transaction?
 25 A No, it does not.

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1 Sater
 2 Q Is it fair to say that in
 3 September -- in August of 2013, that you
 4 were a partner in Bayrock Group?
 5 A Yes. Yes.
 6 Q I would like two minutes. I'm
 7 going to look at my notes and then I'm
 8 going to conclude. So thank you.
 9 A No problem. Take your time.
 10 Q I'm not giving up the mic until
 11 I have made that determination.
 12 A All right as well.
 13 Q I do have a couple of questions.
 14 When you spoke with the lawyers
 15 from Boies Schiller yesterday.
 16 A Yes, sir.
 17 Q Did they rehearse with you
 18 questions and answers that they wanted to
 19 ask today?
 20 MR. WOLF: Objection.
 21 MR. BOYLE: Objection.
 22 A No.
 23 Q Did they tell you that there
 24 were certain areas that they wanted to
 25 focus on with you?

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1 Sater
 2 MR. BOYLE: Objection.
 3 A No.
 4 Q At any point, has somebody from
 5 Boies Schiller asked you to assist in the
 6 litigation before yesterday?
 7 MR. BOYLE: Objection.
 8 A No. No.
 9 Q So, in fact, yesterday was the
 10 first time you spoke to the folks from
 11 Boies Schiller?
 12 MR. BOYLE: Objection.
 13 A No.
 14 Q When did you speak to them
 15 before that?
 16 A I previously had participated
 17 in, if I'm not mistaken, one or two
 18 meetings on the Chetrit settlement stuff
 19 when that was going on back then. So I
 20 participated in a few meetings with Boies
 21 Schiller then once or twice. That was my
 22 previous contact -- that would be my first
 23 contact with Boies Schiller.
 24 Q And what was the nature of that
 25 contact?

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1 Sater
 2 A I don't recall, but it was about
 3 the settlement or potential settlement
 4 going on with Chetrit.
 5 Q Oh, I see, when they were
 6 settling with Chetrit?
 7 A Yes.
 8 Q And before that, you had never
 9 spoken to them?
 10 MR. BOYLE: Objection.
 11 A To the firm, no.
 12 Q To representatives of the firm,
 13 lawyers representing the firm?
 14 A I bumped into David Boies a
 15 couple of times, but never on this case.
 16 Q Okay. Thank you very much.
 17 A That's it?
 18 Dude, come on.
 19 Q We're cheap and I work
 20 efficient.
 21 MR. BOYLE: Let's go off the
 22 record.
 23 THE VIDEOGRAPHER: The time is
 24 4:10 p.m., and we're going off the
 25 record.